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PAGE 1/5 * RCVD AT 8/29/2005 12:17:42 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/26 * DNS:2738300 * CSID:13123214299 * DURATION (mm:ss):01:04

FACSIMILE COVER SHEET

Date: August 29, 2005

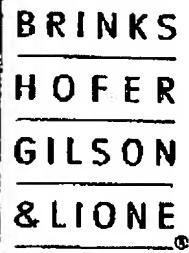
To: Examiner Chiem
Fax No: 571-273-8300From: Jasper W. Dockrey
Tel. No: 312-321-4710Application Serial No.:10/731,382
Our Client/Matter No.: 9905/18No. of Pages
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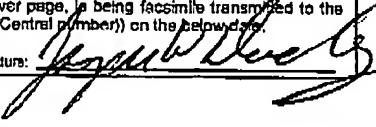
COVER MESSAGE:

Examiner Chiem,

Please find the accompanying Communication regarding the above-identified patent application. Thank you for your consideration.

Jasper W. Dockrey
Reg. 33,868**BEST AVAILABLE COPY***Re - sent*

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8
 I hereby certify that this correspondence, totaling 4 pages including fax cover page, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 (Central number) on the below date.

Date: August 18, 2005 Name: Jasper W. Dockrey, Reg. No. 33,868 Signature: 

BRINKS
HOFER
GILSON
& LIONE

Case No. 9905/18

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
 SOURIAU, Jean-Charles)
 Serial No.: 10/731,382) Examiner: Dinh D. Chiem
 Filing Date: December 8, 2003) Group Art Unit: 2883
 For: OPTICAL ARRANGEMENT WITH)
 TWO OPTICAL INPUTS/OUTPUTS AND)
 PRODUCTION METHODS)

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Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450
 Sir:

TRANSMITTAL

Attached is/are:

- Communication
 Return Receipt Postcard

Fee calculation:

- No additional fee is required.
 Small Entity.
 An extension fee in an amount of \$ _____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
 A petition or processing fee in an amount of \$ _____ under 37 C.F.R. § 1.17(______).
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Small Entity		Not a Small Entity	
						Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$	Total	\$	

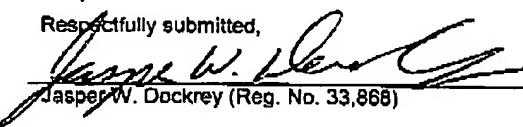
Fee payment:

- A check in the amount of \$ _____ is enclosed.
 Please charge Deposit Account No. 23-1925 in the amount of \$ _____. A copy of this Transmittal is enclosed for this purpose.
 Payment by credit card in the amount of \$ _____ (Form PTO-2038 is attached).
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

August 18, 2005

Date


Jasper W. Dockrey (Reg. No. 33,868)

I hereby certify that this correspondence is being sent
via facsimile (571) 273-8300, to the Commissioner
for Patents, Alexandria, Virginia 22313-1450, on
August 18, 2005

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Jasper W. Dockrey, Reg. No. 33,868

Name of Applicant, Assignee or
Registered Representative



Signature

August 18, 2005

Date of Transmission

Case No. 9905/18

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
SOURIAU, Jean-Charles)	
Serial No.: 10/731,382)	Examiner: Dinh D. Chiem
Filing Date: December 8, 2003)	Group Art Unit: 2883
For: OPTICAL ARRANGEMENT WITH TWO OPTICAL INPUTS/OUTPUTS AND PRODUCTION METHODS)	

COMMUNICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

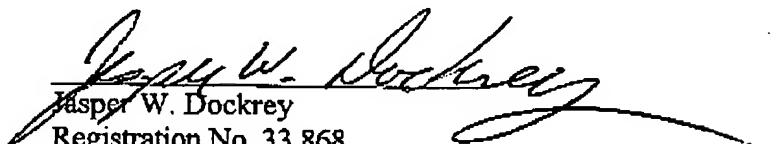
Dear Sir:

The applicant respectfully asserts that the Office Action dated May 18, 2005 contains a defect in that the claims presented by the applicants in their Preliminary Amendment were not examined. The applicant submitted a Preliminary Amendment at the time of filing the above-referenced application. The applicant's undersigned attorney telephoned Examiner Cheim on June 15, 2005 to report the defect. Examiner Cheim returned the telephone call on June 20, 2005. Examiner Cheim stated that the applicant's Preliminary Amendment has not been reviewed and that a new Office Action would be issued. The applicant's attorney requested that the Examiner issue a corrected Office Action and restart the period for reply.

from the date of issuance of a corrected Office Action. Examiner Cheim agreed to this request.

The applicant asserts that notification of the defect was provided to the Office within one month of the mail date of the Office Action. In accordance with MPEP §710.06, the applicants respectfully request that a new Office Action be issued and that the statutory period for reply set forth in the Office Action of May 18, 2005 be reset to run from the date of mailing of the corrected Office Action.

Respcctfully submitted,


Jasper W. Dockrey
Registration No. 33,868
Attorney for Applicant

BRINKS HOFER GILSON & LIONE
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